

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>GERALD THOMPSON, <i>et al.</i>,</b>	<b>:</b>	<b>CIVIL ACTION</b>
<b>Plaintiffs,</b>	<b>:</b>	
	<b>:</b>	
<b>v.</b>	<b>:</b>	
	<b>:</b>	
<b>US AIRWAYS, INC., <i>et al.</i>,</b>	<b>:</b>	
<b>Defendants.</b>	<b>:</b>	<b>№ 09-cv-870</b>

**ORDER**

**AND NOW**, this 15<sup>th</sup> day of June, 2010, upon consideration of the Motion to Dismiss filed by Defendants US Airways, Inc. and Prime Flight Aviation Services (Docket No. 20), it is hereby **ORDERED** that **(1)** with regard to Counts I, II, and IV of the Plaintiffs' Complaint, the Motion to Dismiss is **DENIED**; and **(2)** with regard to Count III of the Complaint, the Motion to Dismiss is **GRANTED**.

BY THE COURT:

S/Gene E.K. Pratter  
GENE E.K. PRATTER  
UNITED STATES DISTRICT JUDGE